

DETAILED ACTION

1. The response of 9/12/2008 was received and considered.
2. Claims 1, 3-6 & 9-10 are pending.

EXAMINER'S AMENDMENT

3. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with John Orange (Reg. No. 29,725) on 9/25/2008.

The application has been amended as follows:

In **CLAIM 6, LINE 2**, please **REPLACE** "device" **WITH** "device associated with the portable electronic equipment".

In **CLAIM 6, LINE 4**, please **REPLACE** "network" **WITH** "network, from said antitheft device".

In **CLAIM 9, LINE 2**, please **REPLACE** "device" **WITH** "device associated with the portable electronic equipment".

In **CLAIM 6, LINE 5**, please **REPLACE** "network" **WITH** "network, from said antitheft device".

Allowable Subject Matter

4. The following is an examiner's statement of reasons for allowance:
 - a. The prior art is discussed in the previous actions and is directed to a proximity-based position detection system. Claims 1, 3-6 & 9-10 are allowed.
 - b. Regarding claim 1, the prior art of record fails to teach or disclose, either alone or in combination, using a telephone number in an antitheft context, where the predetermined response is a busy signal from the external communication network, in combination with the other elements of the claim as a whole and as disclosed in the specification on at least pp. 3-4.
 - c. Claims 3-4 are allowed based on their dependence upon claim 1.
 - d. Regarding claim 5, the Hughes reference uses proximity to detect the location and therefore, the prior art of record fails to teach or disclose, either alone or in combination, user-accessible software allowing data indicative of the location of said electronic equipment to be modified by a privileged user, in combination with the other elements of the claim as a whole and as disclosed in the specification on at least pp. 3-5, specifically ¶21.
 - e. Regarding claim 6, the prior art of record fails to teach or disclose, either alone or in combination, providing data indicative of a desired location of portable electronic equipment from an antitheft device associated with the equipment, comparing a response from the network to determine removal of the equipment and sending data for determining the present location of said electronic equipment to said external communication network, indicating the theft of said electronic equipment, if a response

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from the external communication network differs from a predetermined response, in combination with the other elements of the claim as a whole and as disclosed in the specification on at least pp. 4-5, specifically ¶20.

f. Regarding claim 9, the prior art of record fails to teach or disclose, either alone or in combination, providing data indicative of a desired location of portable electronic equipment from an antitheft device associated with the equipment, comparing a response from the network to determine removal of the equipment and modifying the desired location of said electronic equipment whenever prompted by a privileged user, in combination with the other elements of the claim as a whole and as disclosed in the specification on at least pp. 4-5, specifically ¶20.

g. Claim 10 is allowed based on its dependence upon claim 9.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MICHAEL J. SIMITOSKI whose telephone number is (571)272-3841. The examiner can normally be reached on Monday - Thursday, 6:45 a.m. - 4:15 p.m..

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kambiz Zand can be reached on (571) 272-3811. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

September 25, 2008

/Michael J Simitoski/

Primary Examiner, Art Unit 2134